

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA  
DEC 16 1974

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed Nov. 22, 1974, under 28961.....

The applicant The Anaconda Company.....

P. O. Box 65, of Wendover, Utah 84083  
Street and No. or P.O. Box No. City or Town  
State and Zip Code No.

hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

Incorporated June 18, 1895 in the State of Montana.

1. The source of the proposed appropriation is Underground Well No. 5B  
Name of stream, lake or other source.

2. The amount of water applied for is 1 cfs second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for Mining & Milling  
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated).....

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 15, T.29N.,

R.67E., M.D.B.&M. whence the S.W. Corner of Section 30 T.29N.,

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
R.67E., M.D.B.&M. bears S. 53° 11' 50" W., 21,423.84 feet distant.  
it should be stated.

6. Place of use. Portions of the W $\frac{1}{2}$ ; NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 5, NW $\frac{1}{4}$  Section 4.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.

All in T.28N., R.66E., M.D.B.&M.

7. Use will begin about 1st of January and end about 31st of December, of each year.  
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Through 6 inch pipeline.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$50,000.00
10. Estimated time required to construct works.....6 months
11. Estimated time required to complete the application to beneficial use.....1 year
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is made in addition to Permit No. 28462 and 28463. The water from this Application will be used 24 hours a day, 365 days a year. Refer to Map in Support of Application to Change the Point of Diversion under Permit No. 28462 and 28463 for supporting map.

Applicant The Anaconda Company

By s/ Richard W. Forman  
Richard W. Forman, Agent  
Compared jw/ga lk/sk P. O. Box 150  
Ely, Nevada 89301

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 235.9 million gallons annually.

Actual construction work shall begin on or before October 4, 1975

Proof of commencement of work shall be filed before November 4, 1975

Work must be prosecuted with reasonable diligence and be completed on or before October 4, 1976

Proof of completion of work shall be filed before November 4, 1976

Application of water to beneficial use shall be made on or before October 4, 1979

Proof of the application of water to beneficial use shall be filed on or before November 4, 1979

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed NOV 24 1975

Completion of work filed NOV 12 1976

Proof of beneficial use filed JUL 9 1979

Cultural map filed

Certificate No. 9815 Issued FEB 16 1982

Recorded Bk 13 Page

County Recorder

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 4th day of April

A.D. 19 75

Roland D. Westergard  
State Engineer